

Practitioner's Docket No. SST/1035

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Leek, William F.

Application No.: 09/729,491

Group No.:

Filed: 12/03/00

Examiner:

For: AUTOMATIC TAKE-UP DEVICE WITH INTERNAL SPRING

Commissioner for Patents  
Washington, D.C. 20231

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JAN 09 2001

OFFICE OF PETITIONS

PETITION TO ACCORD CORRESPONDENCE FILING DATE SHOWN  
ON EXPRESS MAIL LABEL "DATE-IN"  
(37 C.F.R. 1.10(c))

1. This is a petition to accord the correspondence in the above-identified Application the "date-in" of December 3, 2000 shown on the Express Mail Label No. EL668416864.

It is respectfully contended that the date of December 4, 2000 accorded this correspondence by the PTO is incorrect.

2. Submitted herewith is the statement of James R. Cypher as to when the discrepancy was discovered and establishing that this petition is being filed promptly thereafter. 37 C.F.R. 1.10(c)(1).

3. Attached is a true copy of the first page of the correspondence which was filed, showing both the date on which this correspondence was mailed as Express Mail Label No. EL668416864 and that the number of the Express Mail was placed thereon prior to mailing. 37 C.F.R. 1.10(c)(2).

4. Attached is true copy of the "Express Mail" mailing label showing the "date-in" of December 3, 2000. 37 C.F.R. 1.10(c)(3).

5. Also attached is a copy of the first page of the New Application Transmittal.

6. The petition fee is paid as follows:

Enclosed please find a check payable to the "Commissioner of Patents" for the sum of \$130.00.

A duplicate of this petition is enclosed.

Adjustment date: 02/16/2001 LGIBBS  
01/08/2001 CV0111 00000010 09729491  
01 FC:122 -130.00 OP

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. Section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

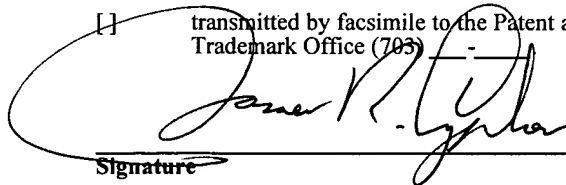
MAILING

[x] deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Repln. Ref: 02/16/2001 LGIBBS 0013255200  
DAH: 034075 Name/Number: 09729491  
FC: 704 \$130.00 CR  
Date: 12-27-2000

FACSIMILE

[ ] transmitted by facsimile to the Patent and Trademark Office (703) -



Signature

James R. Cypher  
(type or print name of person certifying)

(Petition to Accord Correspondence Filing Date Shown on Express Mail Label "Date-in"--page 1 of 2)

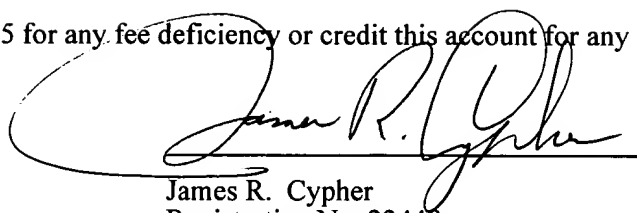
01/08/2001 CV0111 00000010 09729491

01 FC:122

130.00 OP

Please charge Account No. 03-4075 for any fee deficiency or credit this account for any overpayment for this petition.

Date: 12-27-2000



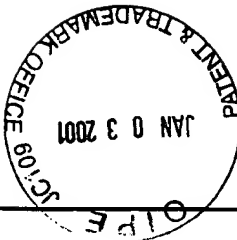
James R. Cypher  
Registration No. 22448  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, CA 94612-2747  
U.S.A.  
510-832-4111  
Customer No. 000498

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**OFFICE OF PETITIONS**

Practitioner's Docket No. SST/1035



EL 668 41 6864  
PATENT

Preliminary Classification:  
Proposed Class: 52  
Subclass:

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Box Patent Application**  
**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

**NEW APPLICATION TRANSMITTAL**

Transmitted herewith for filing is the patent application of

Inventor(s): William F. Leek

For (title): Automatic Take-up Device with Internal Spring

**1. Type of Application**

This transmittal is for an original (nonprovisional) application.

**RECEIVED**

JAN 0 9 2001

**2. Papers Enclosed**

**OFFICE OF PETITIONS**

**CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10\***  
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Express Mail certification is optional.)

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Washington, D.C. 20231.  
37 C.F.R. Section 1.8(a)

37 C.F.R. Section 1.10\*

☐ with sufficient postage as first class mail.

☒ as "Express Mail Post Office to Address"  
Mailing Label No. EL668416864

**TRANSMISSION**

☐ transmitted by facsimile to the Patent and Trademark Office (703)

Date: December 3, 2000

  
Signature

Charles R. Cypher  
(type or print name of person certifying)

**\*WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. Section 1.10(b).  
"Since the filing of correspondence under [Section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

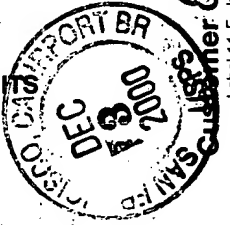


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EL668416864US

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<b>ORIGIN (POSTAL USE ONLY)</b>		
PO ZIP Code 61412	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In Jan 03 00	<input type="checkbox"/> 12 Noon <input checked="" type="checkbox"/> 3 PM	Postage \$
Time In <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM 7:24	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight 8 lbs. 8 ozs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials 7/7	Total Postage & Fees \$11.15

<b>CUSTOMER USE ONLY</b>	
<b>METHOD OF PAYMENT:</b> Express Mail Corporate Acct. No.	
<input type="checkbox"/> <b>WAIVER OF SIGNATURE (Domestic Only):</b> Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.	
<input type="checkbox"/> <b>NO DELIVERY</b> <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	
Customer Signature	
<b>FROM: (PLEASE PRINT)</b> LAW OFFICES OF JAMES R. CYPHER 405 14TH ST STE 1607 CARLETON, IL 60132-2777 PHONE (510) 832-4111	<b>TO: (PLEASE PRINT)</b> Box Patent Application Assistant Commissioner for Patents Washington, D.C. 20231

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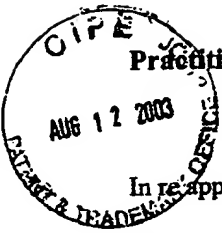
**www.usps.gov**



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36517



Practitioner's Docket No. SST/1035

EV3232681204

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: 12/03/2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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GROUP 3600

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EV323268120

Date of Deposit 08/12/2003

I hereby state that the following *attached* paper or fee

Check No. 09824 for \$180.00

Return Receipt Post Card

Transmittal of Information Disclosure Statement (2 pgs)

Duplicate Copy of Transmittal of Information Disclosure Statement (2pgs)

Statement Under 37 C.F.R. Section 1.97e (2pgs)

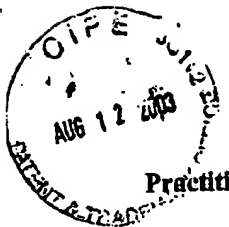
Information Disclosure Statement (6pgs)

1 Reference

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Charles R. Cypher

Charles R. Cypher  
Signature of person mailing paper or fee



EV3232681201

Practitioner's Docket No. SST/1035

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy By Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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GROUP 3600

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER  
MAILING DATE OF FINAL ACTION, NOTICE OF ALLOWANCE  
OR ACTION THAT CLOSES PROSECUTION BUT BEFORE  
PAYMENT OF ISSUE FEE (37 C.F.R. § 1.97(d))

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

[X] as "Express Mail Post Office to Addressee"  
Mailing Label No. EV323268120 (mandatory)

TRANSMISSION

[X] facsimile transmitted to the Patent and Trademark Office, (703) 872 - 9327.

Signature

Date: August 12, 2003

Charles R. Cypher  
(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Transmittal of Information Disclosure Statement After Mailing Date of Final Action, Notice of Allowance or Action that Closes Prosecution But Before Payment of Issue Fee (37 C.F.R. § 1.97(d))—page 1 of 2

**STATEMENT**

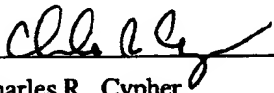
2. I, the person signing below, state that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge, after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement. 37 C.F.R. § 1.97(c)(2).

**IDENTIFICATION OF PERSON MAKING THIS STATEMENT**

3. The person making this certification is:

(a) the practitioner who signs below on the basis of the information in the practitioner's file.

Date: August 12, 2003

  
Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498



EV 323 2681

**TIME OF TRANSMITTAL OF ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

The information disclosure statement transmitted herewith is being filed *after* a final action under § 1.113, or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee.

**STATEMENT AND FEE**

2. In accordance with the requirements of 37 C.F.R. § 1.97(d):
- A. Accompanying this transmittal is a statement, as specified in 37 C.F.R. § 1.97(e).
  - B. Applicant submits the fee set forth in § 1.17(p) (\$180.00).

**FEE DUE**

3. Fee due (§ 1.17(p)): \$180.00


**METHOD OF PAYMENT OF FEE**

4. Attached is a check no. 09824 in the amount of \$180.00. ←

Charge any additional fees required by this paper or credit any overpayment to deposit account no. 03-4075.

A duplicate of this paper is attached.

Date: Aug 12, 2003

  
Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

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**GROUP 3600**



AUG 12 2003

Practitioner's Docket No. SST/1035

EV 323 268120

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy by Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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GROUP 3600

STATEMENT FOR INFORMATION DISCLOSURE  
UNDER 37 C.F.R. § 1.97(e)

IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT  
FOR WHICH THIS STATEMENT IS BEING MADE

1. This statement is being made for the Information Disclosure Statement accompanying this statement.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

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37 C.F.R. § 1.8(a)

[ ] with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

[X] as "Express Mail Post Office to Addressee"  
Mailing Label No. EV323268120 (mandatory)

TRANSMISSION

[X] facsimile transmitted to the Patent and Trademark Office, (703) 872-9327

Date: August 12, 2003

Signature

Charles R. Cypher

(type or print name of person certifying)

\* Only the date of filing (1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under 1.8 continues to be taken into account in determining timeliness. See 1.703(f). Consider "Express Mail Post Office to Addressee" (1.10) or facsimile transmission (1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.



EV323268120

PATENT

Practitioner's Docket No. SST/1035

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy by Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
3. Copies of Listed Information Items Accompanying This Statement
4. Identification of Person(s) Making This Information Disclosure Statement

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10\*

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Mailing Label No. EV323268120 (mandatory)

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Date: August 12, 2003

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Charles R. Cypher

(type or print name of person certifying)

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08/15/2003 GWDRODF1 00000069 09729491

01 FC:1806

180.00 DP

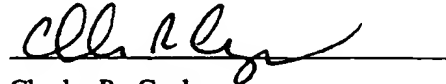
Information Disclosure Statement—page 1 of 6

EV 323 268120

The person making this certification is:

- a. the practitioner who signs below on the basis of the information in the practitioner's file.

Date: August 12, 2003



Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

**EV 323 268120**

**Section 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)**

(Insert form(s) PTO/SB/08A [Form 6-2] and/or form(s) PTO/SB/08B [Form 6-2.1].)

**Section 3. Copies of Listed Information Items Accompanying This Statement**

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

5 on  
8/12/09

Practitioner's Docket No. SST/1035

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

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Examiner: Tran A, P.

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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER  
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OR ACTION THAT CLOSES PROSECUTION BUT BEFORE  
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GROUP 3600

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

Official

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.10\*

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Signature

Date: August 12, 2003

Charles R Cypher  
(type or print name of person certifying)

\* Only the date of filing (\* 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under \* 1.8 continues to be taken into account in determining timeliness. See \* 1.703(f). Consider "Express Mail Post Office to Addressee" (\* 1.10) or facsimile transmission (\* 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Transmittal of Information Disclosure Statement After Mailing Date of Final Action, Notice of Allowance or Action that Closes Prosecution But Before Payment of Issue Fee (37 C.F.R. § 1.97(d))—page 1 of 2

**TIME OF TRANSMITTAL OF ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

1. The information disclosure statement transmitted herewith is being filed *after* a final action under § 1.113, or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee.

**STATEMENT AND FEE**

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  - B. Applicant submits the fee set forth in § 1.17(p) (\$180.00).

**FEE DUE**

3. Fee due (§ 1.17(p)): \$180.00

**METHOD OF PAYMENT OF FEE**

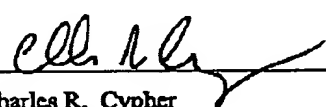
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Date:

Aug 12, 2003

  
Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

Transmittal of Information Disclosure Statement After Mailing Date of Final Action, Notice of Allowance or Action that Closes Prosecution But Before Payment of Issue Fee (37 C.F.R. § 1.97(d))—page 2 of 2



Practitioner's Docket No. SST/1035

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A. P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy By Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER  
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OR ACTION THAT CLOSES PROSECUTION BUT BEFORE  
PAYMENT OF ISSUE FEE (37 C.F.R. § 1.97(d))

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Signature

Date: August 12, 2003

James Charles R. Cypher  
(type or print name of person certifying)

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Transmittal of Information Disclosure Statement After Mailing Date of Final Action, Notice of Allowance or Action that Closes Prosecution But Before Payment of Issue Fee (37 C.F.R. § 1.97(d))-page 1 of 2

**TIME OF TRANSMITTAL OF ACCOMPANYING  
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  - B. Applicant submits the fee set forth in § 1.17(p) (\$180.00).

**FEE DUE**

3. Fee due (§ 1.17(p)): \$180.00

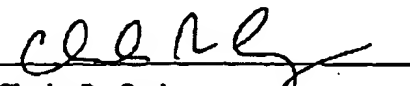
**METHOD OF PAYMENT OF FEE**

4. Attached is a check no. 09924 in the amount of \$180.00.

Charge any additional fees required by this paper or credit any overpayment to deposit account no. 03-4075.

A duplicate of this paper is attached.

Date: Aug 12, 2003

  
Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

Transmittal of Information Disclosure Statement After Mailing Date of Final Action, Notice of Allowance or Action that Closes Prosecution But Before Payment of Issue Fee (37 C.F.R. § 1.97(d))-page 2 of 2

Practitioner's Docket No. SST/1035

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy by Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

STATEMENT FOR INFORMATION DISCLOSURE  
UNDER 37 C.F.R. § 1.97(e)IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT  
FOR WHICH THIS STATEMENT IS BEING MADE

1. This statement is being made for the Information Disclosure Statement accompanying this statement.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☒ as "Express Mail Post Office to Addressee"  
Mailing Label No. EV323268120 (mandatory)

## TRANSMISSION

☒ facsimile transmitted to the Patent and Trademark Office, (703) 872-2227

Date: August 12, 2003

Signature

Charles R. Cypher

(type or print name of person certifying)

\* Only the date of filing (1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under 1.8 continues to be taken into account in determining timeliness. See 1.703(f). Consider "Express Mail Post Office to Addressee" (1.10) or facsimile transmission (1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Statement for Information Disclosure Under 37 C.F.R. §§ 1.97(e)—page 1 of 2

**STATEMENT**

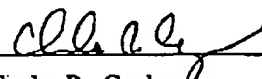
2. I, the person signing below, state that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge, after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement. 37 C.F.R. § 1.97(c)(2).

**IDENTIFICATION OF PERSON MAKING THIS STATEMENT**

3. The person making this certification is:

(a) the practitioner who signs below on the basis of the information in the practitioner's file.

Date: August 12, 2003

  
\_\_\_\_\_  
Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

Practitioner's Docket No. SST/1035

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A. P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy by Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

## List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
3. Copies of Listed Information Items Accompanying This Statement
4. Identification of Person(s) Making This Information Disclosure Statement

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☒ as "Express Mail Post Office to Addressee"  
Mailing Label No. EV323268120 (mandatory)

## TRANSMISSION

☒ facsimile transmitted to the Patent and Trademark Office, (703) 872-9327

Date: August 12, 2003

Signature

Charles R. Cypher

(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(d). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Information Disclosure Statement—page 1 of 6

**Section 1. Preliminary statements**

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)

(Insert form(s) PTO/SB/08A [Form 6-2] and/or form(s) PTO/SB/08B [Form 6-2.1].)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Attorney Docket Number	SST/1035
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40  
Page 5 of 6



**Section 3. Copies of Listed Information Items Accompanying This Statement**


Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

5 on  
date

The person making this certification is:

- a. the practitioner who signs below on the basis of the information in the practitioner's file.

Date: August 12, 2003

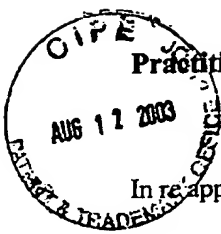


Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

OFFICIAL

08-14-03

36374



Practitioner's Docket No. SST/1035

EV 323 2681204

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: 12/03/2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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AUG 19 2003

GROUP 3600

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EV323268120

Date of Deposit 08/12/2003

I hereby state that the following *attached* paper or fee

Check No. 09824 for \$180.00

Return Receipt Post Card

Transmittal of Information Disclosure Statement (2 pgs)

Duplicate Copy of Transmittal of Information Disclosure Statement (2pgs)

Statement Under 37 C.F.R. Section 1.97e (2pgs)

Information Disclosure Statement (6pgs)

1 Reference

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Charles R. Cypher

Charles R. Cypher  
Signature of person mailing paper or fee



EV3232681201

Practitioner's Docket No. SST/1035

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy By Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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AUG 19 2003

GROUP 3600

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER  
MAILING DATE OF FINAL ACTION, NOTICE OF ALLOWANCE  
OR ACTION THAT CLOSES PROSECUTION BUT BEFORE  
PAYMENT OF ISSUE FEE (37 C.F.R. § 1.97(d))

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[X] deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

[X] as "Express Mail Post Office to Addressee"  
Mailing Label No. EV323268120 (mandatory)

TRANSMISSION

[X] facsimile transmitted to the Patent and Trademark Office, (703) 872 - 9327.

Signature

Date: August 12, 2003

Charles R. Cypher

(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Transmittal of Information Disclosure Statement After Mailing Date of Final Action, Notice of Allowance or Action that Closes Prosecution But Before Payment of Issue Fee (37 C.F.R. § 1.97(d))—page 1 of 2

**STATEMENT**

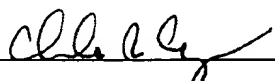
2. I, the person signing below, state that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge, after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement. 37 C.F.R. § 1.97(e)(2).

**IDENTIFICATION OF PERSON MAKING THIS STATEMENT**

3. The person making this certification is:

(a) the practitioner who signs below on the basis of the information in the practitioner's file.

Date: August 12, 2003

  
Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498



EV 323 268120

**TIME OF TRANSMITTAL OF ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

The information disclosure statement transmitted herewith is being filed *after* a final action under § 1.113, or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee.

**STATEMENT AND FEE**

2. In accordance with the requirements of 37 C.F.R. § 1.97(d):
- A. Accompanying this transmittal is a statement, as specified in 37 C.F.R. § 1.97(e).
  - B. Applicant submits the fee set forth in § 1.17(p) (\$180.00).

**FEE DUE**

3. Fee due (§ 1.17(p)): \$180.00

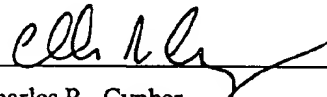
**METHOD OF PAYMENT OF FEE**

4. Attached is a check no. 09824 in the amount of \$180.00. ←

Charge any additional fees required by this paper or credit any overpayment to deposit account no. 03-4075.

A duplicate of this paper is attached.

Date: Aug 12, 2003

  
\_\_\_\_\_  
Charles R. Cypher  
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Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

**RECEIVED**

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**GROUP 3600**



Practitioner's Docket No. SST/1035

EV323268120

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A, P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy by Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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GROUP 3600

STATEMENT FOR INFORMATION DISCLOSURE  
UNDER 37 C.F.R. § 1.97(e)

IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT  
FOR WHICH THIS STATEMENT IS BEING MADE

1. This statement is being made for the Information Disclosure Statement accompanying this statement.

---

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

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[X] deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

[ ] with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

[X] as "Express Mail Post Office to Addressee"  
Mailing Label No. EV323268120 (mandatory)

TRANSMISSION

[X] facsimile transmitted to the Patent and Trademark Office, (703) 872-9327

Date: August 12, 2003

  
Signature

Charles R. Cypher  
(type or print name of person certifying)

\* Only the date of filing ( 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under 1.8 continues to be taken into account in determining timeliness. See 1.703(f). Consider "Express Mail Post Office to Addressee" ( 1.10) or facsimile transmission ( 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.



EV 323 268120

PATENT

Practitioner's Docket No. SST/1035

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Leek

Application No.: 09/729,491

Group No.: 3637

Filed: December 3, 2000

Examiner: Tran A. P.

For: Automatic Take-up Device with Internal Spring

By Facsimile to 703-872-9327

Confirming Copy by Express Mail

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
3. Copies of Listed Information Items Accompanying This Statement
4. Identification of Person(s) Making This Information Disclosure Statement

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

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Charles R. Cypher

(type or print name of person certifying)

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08/15/2003 GWRD0F1 00000069 09729491

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Information Disclosure Statement—page 1 of 6



EV 323 268120

The person making this certification is:

- a. the practitioner who signs below on the basis of the information in the practitioner's file.

Date: August 12, 2003



Charles R. Cypher  
Registration No. 41694  
Law Offices of James R. Cypher  
405 14th Street  
Suite 1607  
Oakland, Ca 94568  
510-832-4111  
Customer No. 0498

**Section 1. Preliminary statements**

**EV 323 268120**

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

**EV 323 268120 :**

**Section 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)**

(Insert form(s) PTO/SB/08A [Form 6-2] and/or form(s) PTO/SB/08B [Form 6-2.1].)

**Section 3. Copies of Listed Information Items Accompanying This Statement**

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**Complete if Known**

Application Number	09/729,491
Filing Date	12/03/2000
First Named Inventor	William F. Leek
Art Unit	3637
Examiner Name	Tran A. P.
Attorney Docket Number	SST/1035

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

***(Use as many sheets as necessary)***

Sheet	1	of	1
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## U. S. PATENT DOCUMENTS

[illegible]

**FOREIGN PATENT DOCUMENTS**

[illegible]

Examiner Signature	<i>[Signature]</i>	Date Considered	11/1/03
-----------------------	--------------------	--------------------	---------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.<sup>1</sup> Applicant's unique citation designation number (optional).<sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).<sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 18 if possible.<sup>6</sup> Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

***If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.***

402  
Page 8 of 6